

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

Carleen Doherty

Plaintiff,

CASE NUMBER:

-v-

107cv954 FJS/VEB

Commissioner of SSA.

Defendant(s).

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED the Report-Recommendation of Magistrate Judge Victor E. Bianchini filed May 12, 2009 is, **ACCEPTED** in its entirety; and the plaintiff's motion for judgment on the pleadings is **DENIED**. The defendant's motion for judgment on the pleadings is **GRANTED**.

All of the above pursuant to the order of the Senior Judge Frederick J. Scullin, Jr., dated the 5th day of June, 2009.

DATED: June 5, 2009


Clerk of Court

s/

Marie N. Marra
Deputy Clerk